

17955. Misbranding of Cre-Cal-Co. U. S. v. 6 Bottles of Cre-Cal-Co. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 25536. I. S. No. 11964. S. No. 3724.)

Examination of samples of a drug product, known as Cre-Cal-Co, from the herein-described shipment having shown that the labels bore claims of curative and therapeutic properties which the article did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the District of Colorado.

On December 29, 1930, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of six bottles of Cre-Cal-Co, remaining in the original unbroken packages at Denver, Colo., consigned by the Creo Chemical Co., San Antonio, Tex., alleging that the article had been shipped from San Antonio, Tex., on or about January 3, 1929, and transported from the State of Texas into the State of Colorado, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of creosote (one-half per cent) and water (approximately 99½ per cent).

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the said article, appearing on the carton, were false and fraudulent, since the article contained no ingredient or combination of ingredients capable of producing the effects claimed: "Directions for Colds, La Grippe, Influenza, And Pneumonia. One to two tablespoonfuls in hot water, every one to two hours, until 'cold' and fever subside. * * * For Chronic Catarrh, Bronchitis, Tuberculosis, and any Germ Infection * * * 'Creosote, having volatile constituents which are excreted in the expired air, and which are powerfully antiseptic, may well be of great value in these (all germ) conditions.' * * * To obtain the greatest value from the use of Cre-Cal-Co in all acute Germ Infections you should take Cre-Cal-Co until lung saturation is obtained. Medicine * * * should be taken to Saturation to assure constitutional benefit. * * * Latest Discovery for the Treatment of all Affections of the Nose, Throat, and Lungs."

On February 6, 1931, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17956. Misbranding of Cassapine. U. S. v. 10 Small-Sized and 6 Large-Sized Packages of Cassapine. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 25378. I. S. No. 9309. S. No. 3647.)

Examination of a sample of a drug product, known as Cassapine from the herein-described interstate shipment having shown that the labeling bore claims of curative and therapeutic properties that the article did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the District of Maryland.

On November 26, 1930, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 10 small-sized and 6 large-sized packages of Cassapine, remaining in the original unbroken packages at Baltimore, Md., alleging that the article had been shipped by the Leadbeater Drug Corporation, from Alexandria, Va., on or about November 8, 1930, and had been transported from the State of Virginia into the State of Maryland, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of liquid petrolatum containing small proportions of volatile oils including thymol, camphor, eucalyptol, pine-needle oil, and cassia oil.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the said article were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effect claimed: (Bottle label) "Adapted to the treatment of chronic nasal catarrh, atrophic rhinitis, chronic bronchitis, and pulmonary tuberculosis;" (circular) "For chronic nasal catarrh and atrophic rhinitis, spray the nostrils * * * For inhalation treatment of